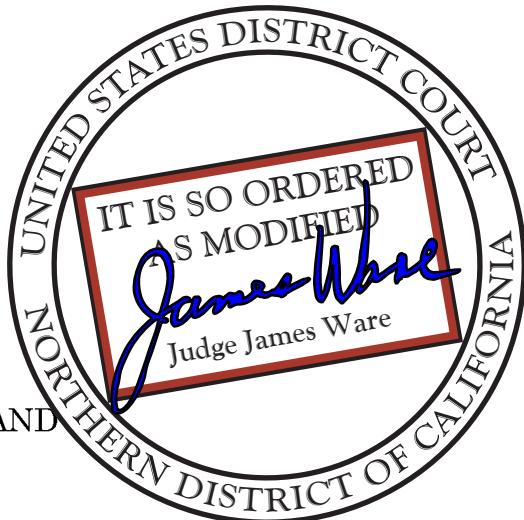


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Attorneys for Defendants  
WACHOVIA SECURITIES, LLC and MARK WIELAND



UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

) Case No.: C 07 4429 JW (PVT)

### Defendants.

JOSEPH E. BARATTA, an individual, )  
TBIG FINANCIAL SERVICES, INC., form )  
of business unknown, WACHOVIA )  
SECURITIES, LLC, a Delaware Limited )  
Liability Company, MARK WIELAND, an )  
individual, and DOES 1-25. )

Case No.: C 07 4429 JW (PVT)

**[PROPOSED] ORDER COMPELLING  
ARBITRATION BEFORE FINRA AND  
STAYING DISTRICT COURT  
PROCEEDINGS PENDING  
COMPLETION OF ARBITRATION  
PURSUANT TO 9 U.S.C. § 3**

Based on the stipulation between Plaintiff VIOLETTA ETTARE

(“Plaintiff”) and Defendants, JOSEPH E. BARATTA, TBIG FINANCIAL SERVICES, INC., WACHOVIA SECURITIES, LLC, and MARK WIELAND (collectively “Defendants”), through their respective counsel of record, and good cause appearing,

IT IS HEREBY ORDERED that:

1. Plaintiff will submit any and all claims against Defendants to

1 binding arbitration before the Financial Industry Regulatory Authority (“FINRA”) and  
2 arbitrate the dispute pursuant to the Arbitration Rules of FINRA;

3 2. All defendants agree to submit Plaintiff's claims against them, and  
4 any claims they have against Plaintiff, to binding FINRA arbitration and to arbitrate  
5 the dispute pursuant to the Arbitration Rules of FINRA;

6 3. The Case Management Conference set for June 16, 2008  
7 is VACATED. Further, Defendant's Motion to Compel Arbitration and Stay Proceedings is  
8 DENIED as moot; and

9 4. The action is stayed pursuant to 9 U.S.C., Section 3. The Clerk shall  
10 administratively close this case. On or before **August 11, 2008**, the parties shall file a Joint  
11 Status Report to update the Court on their arbitration efforts.

12  
13 Dated: June 11, 2008

  
14 JAMES WARE  
15 United States District Judge  
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